

1 ROGER S. RAPHAEL, SB# 111946
E-Mail: Roger.Raphael@lewisbrisbois.com
2 Lewis Brisbois Bisgaard & Smith LLP
45 Fremont Street, Suite 3000
3 San Francisco, California 94105
Telephone: 415.362.2580
4 Facsimile: 415.434.0882

5 JEFFREY D. OLSTER, SB# 008864
Email: Jeff.Olster@lewisbrisbois.com
6 LEWIS BRISBOIS BISGAARD & SMITH LLP
6385 S. Rainbow Boulevard, Suite 600
7 Las Vegas, Nevada 89118
Telephone: 702.893.3383
8 Facsimile: 702.893.3789

9 Attorneys for Defendant AMTRUST
INSURANCE COMPANY
10

11 UNITED STATES DISTRICT COURT
12 DISTRICT OF NEVADA
13

14 VIG Desert Oaks, LLC, a Nevada limited
liability company, individually and as assignee
15 of La Falen Corporation and Vail Commercial
Group, LLC,
16

Plaintiffs,
17

vs.
18

19 Amtrust Insurance Company, a Delaware
corporation, and Amtrust Insurance Company
of Kansas, Inc., a Kansas corporation,
20

Defendants.
21

Case No. 2:24-CV-00034-EJY

**STIPULATION FOR DISMISSAL WITH
PREJUDICE; ~~[PROPOSED]~~ ORDER**

22 IT IS HEREBY STIPULATED AND AGREED between Plaintiff VIG DESERT OAKS,
23 LLC, a Nevada limited liability company, individually and as assignee of La Falen Corporation and
24 Vail Commercial Group, LLC (“Plaintiff”), by and through its counsel, POLI, MOON & ZANE,
25 PLLC, and Defendant AMTRUST INSURANCE COMPANY (formerly known and erroneously
26 sued as AMTRUST INSURANCE COMPANY OF KANSAS, INC.) (“Defendant”), by and through
27 its counsel, LEWIS BRISBOIS BISGAARD & SMITH LLP (collectively, the “Parties”), that all of
28 Plaintiff’s claims and causes of action against Defendant in the above-entitled action shall be

1 dismissed, with prejudice, each party to bear their own attorney's fees and costs.

2
3 December 17, 2024

4 POLI, MOON & ZANE, P

5 By /s/ MICHAEL N. POLI

6 MICHAEL N. POLI

7 Nevada Bar No. 005461

8 403 Hill Street

9 Reno, NV 89501

10 Telephone: 602-857-8180

11 Attorneys for Plaintiff VIG DESERT OAKS,
12 LLC, a Nevada limited liability company,
13 individually and as assignee of La Falen
14 Corporation and Vail Commercial Group, LLC

15 December 17, 2024

16 LEWIS BRISBOIS BISGAARD & SMITH LLP

17 By /s/ ROGER S. RAPHAEL

18 ROGER S. RAPHAEL

19 Nevada Bar No.

20 JEFFREY D. OLSTER

21 Nevada Bar No. 008864

22 Phoenix Plaza Tower II

23 2929 North Central Avenue, Suite 1700

24 Phoenix, Arizona 85012-2761

25 Tel. 602.385.1040

26 Attorneys for Defendant AMTRUST
27 INSURANCE COMPANY

28 **ORDER**

IT IS SO ORDERED:

Dated: December 17, 2024


UNITED STATES MAGISTRATE JUDGE